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It is easier to believe that two Yankee professors
would lie than that stones would fall from heaven...
... Thomas Jefferson, 1807

Ms. Michelle R. Thompson
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

16 February 2005

Dear Ms. Thompson:

We have revised the claims contained in Patent Application No. 10/678,658 (A Non-Incendiary Directionally Illuminated Tracer Bullet) to reflect comments issued via your Office Communication (Confirmation No. 9752, mailing date of 03 February 2005). The Office Communication directed us to elect a single disclosed species from each of three species comprising (1) light source (two species: light emitting diode versus laser diode), (2) type of light emitted (three species: ultraviolet light versus visible light versus infrared light), and (3) power source (two species: electrochemical cell versus piezoelectric material and a capacitor) for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable.

We have elected the light emitting diode as the light source. We agree that the technology associated with the electrochemical cell is sufficiently different from technology associated with the use of piezoelectric material that two distinct inventions would need to be declared. We have elected the electrochemical cell as the power source. Statements in the claims related to the laser diode as a light source and the piezoelectric material and a capacitor as a power source are withdrawn.

We prefer to make No Election with regards to type of light emitted.

Revisions in response to the office action reduce the thirteen (13) claims contained in the original application submitted in October 2003 to the current total of five (5) – one independent claim plus four dependent claims).

For your convenience, we are submitting these revisions to the claims as a hardcopy attachment to this letter and as an MS Word file (named 10678658rev01.DOC on the accompanying diskette). These revisions to the claims were rendered from the original using the standard format of strikeouts to denote deleted text and underlining to denote new text with specific annotations to indicate status of each claim.

If you experience difficulty opening or using this file, or if you require an alternative format, please feel free to contact me by return mail, or by telephone (301-607-6908) or by E-mail (anserman@boo.net). If I am unavailable, please feel free to contact the co-inventor, Mr. Burruss, by telephone (301-652-4877) or by E-mail (rpburruss@comcast.net).

Sincerely,

Harry E. Rector

Attachments: Revised List of Claims; computer file 10678658rev01.DOC on diskette